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## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

FAIRFIELD SENTRY LIMITED, et al.,

Debtors in Foreign Proceedings.

FAIRFIELD SENTRY LIMITED (IN LIQUIDATION) and FAIRFIELD SIGMA LIMITED (IN LIQUIDATION), acting by and through the Foreign Representatives thereof, and KENNETH KRYS and CHARLOTTE CAULFIELD, solely in their capacities as Foreign Representatives and Liquidators thereof,

Plaintiffs,

-against-

ABN AMRO SCHWEIZ AG A/K/A ABN AMRO (SWITZERLAND) AG, et al.,

Defendants.

This document is also being filed in the lead adversary proceeding, *Fairfield Sentry Ltd.* (in Liquidation), et al. v. *Theodoor GGC Amsterdam*, et al., Adv. Pro. No. 10-03496.

Chapter 15

Case No. 10-13164 (SMB)

Jointly Administered

Adv. Pro. No. 10-03635 (SMB)

## JOINDER OF DEFENDANT-APPELLEE BANCA ARNER TO DEFENDANT-APPELLEES' STATEMENT OF ADDITIONAL ISSUES TO BE PRESENTED AND DESIGNATION OF ADDITIONAL ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

Defendant-Appellee Banca Arner ("Banca Arner") by and through its undersigned counsel, hereby respectfully joins in the *Defendant-Appellees' Counter-Statement of Issues to be Presented and Counter-Designation of Items to be Included in the Record On Appeal* [ECF. No. 437]<sup>1</sup> filed by BNP Paribas (Suisse) SA, BNP Paribas (Suisse) SA Ex Fortis, BNP Paribas (Suisse) SA Private, Caceis Bank Luxembourg, and HSBC on June 4, 2019 ("Statement of Additional Issues").

## **RESERVATION OF RIGHTS**

Banca Arner expressly reserves the right to supplement the record on appeal or cross-appeal and to adopt the designation of any items designated or counter-designated by any other appellant, cross-appellant, appellee, or cross-appellee to any of the appeals or cross-appeals from the Appealed Decisions and Orders as defined in the Statement of Additional Issues.

Dated: New York, New York June 4, 2019

DLA PIPER LLP (US)

/s/ Rachel Ehrlich Albanese

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<sup>&</sup>lt;sup>1</sup> Fairfield Sentry Limited, et al. v. ABN AMRO Schweiz AG a/k/a ABN AMRO (Switzerland) AG, et al., Adv. Pro. No. 10-03635 (SMB) (Bankr. S.D.N.Y.).